

CARLSMITH BALL LLP

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Attorneys for Defendant and  
Third-Party Plaintiff, Bank of Hawaii

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN MARIANA ISLANDS

LAW OFFICE OF

DOUGLAS F. CUSHNIE,  
a sole proprietorship, and  
DOUGLAS F. CUSHNIE,  
individually,

Plaintiffs,

vs.

BANK OF HAWAII, and  
MARY ROE and JOHN DOE,

Defendants.

CIVIL ACTION NO. 07-0020

PRE-DISCOVERY DISCLOSURE  
STATEMENT OF DEFENDANT AND  
THIRD PARTY PLAINTIFF BANK OF  
HAWAII

Case Management Conference

Date: March 21, 2008  
Time: 9:30 a.m.  
Judge: Hon. Alex R. Munson

BANK OF HAWAII,

Third-Party Plaintiff,

vs.

LUCY M. DL GUERRERO,

Third-Party Defendant.

Comes now the Defendant and Third Party Plaintiff Bank of Hawaii and pursuant to  
Fed.R.Civ.P. 26(a) and LR 16.2 CJ(d), by and through its attorneys of record, Carlsmith Ball

LLP, and hereby files it Pre-Discovery Disclosure Statement.

A. Individuals likely to have discoverable information:

- |   |   |
|---|---|
| 1. Plaintiff Douglas F. Cushnie                 | Office policies and procedures;<br>damages claimed; CPA billings;<br>contacts with Bank of Hawaii |
| 2. Lucy M. DL Guerrero                          | Cashing of checks at Bank of Hawaii   |
| 3. Shirley Duenas, Saipan, CNMI                 | Check cashing by Lucy M. DL<br>Guerrero   |
| 4. Aquida Camacho, Saipan, CNMI                 | Check cashing by Lucy M. DL<br>Guerrero   |
| 5. Agnes Cepeda, Saipan, CNMI                   | Check cashing by Lucy M. DL<br>Guerrero   |
| 6. Elisa San Nicolas, Bank of Hawaii,<br>Saipan | Check cashing by Lucy M. DL<br>Guerrero   |

B. Description of documents and tangible things in the custody and control of

Defendant and Third Party Plaintiff that are relevant to disputed facts alleged with particularity  
in the pleadings

1. Bank of Hawaii account documents
2. Copies of cancelled checks on Plaintiff Bank of Hawaii accounts.
3. Copies of bank statements on Plaintiff Bank of Hawaii accounts.
4. Correspondence with Plaintiff
5. Bank of Hawaii Branch Operation Manual.

C. Computation of damages

No computation of damages has been made by Defendant and Third Party Plaintiff as of  
this date.

D. Insurance Agreement

There is no applicable insurance policy.

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CARLSMITH BALL LLP

DATED: Saipan, MP, March 11, 2008.

/s/ John D. Osborn

JOHN D. OSBORN

Attorneys for Defendant and  
Third Party Plaintiff, Bank of Hawaii